

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

STEVEN M. UTTER

Application No. 09/358,280

Filed: July 21, 1999

For: PORTABLE MIST COOLING DEVICE

Date: 26 January, 2000



Group Art Unit: 3752

Examiner: K. Weldon

Docket No. MISTY:52064

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with sufficient postage as First Class Mail in an envelope addressed to: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON D.C. 20231 on January 26, 2000.

James W. Paul, Reg. No. 29,967  
Attorney for Applicant

**REQUEST FOR EXTENSION OF TIME**  
**UNDER 37 CFR 1.136(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant respectfully requests a one-month extension of time to respond to the Office Action dated October 4, 1999 in the above-identified patent application. The requisite fee of \$55.00 (small entity) pursuant to 37 CFR 1.136(a) is enclosed herewith. Please charge any additional fee or credit any over-payment to our Deposit Account No. 06-2425. A **duplicate** copy of this paper is enclosed.

Respectfully submitted,  
FULWIDER PATTON LEE & UTECHT, LLP

By

James W. Paul, Reg. No. 29,967

JWP:sn

Enc: Check for \$55.00  
10877 Wilshire Blvd., 10th Floor  
Los Angeles, California 90024  
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$)

\$55.00

## Complete if Known

Application Number 09/358,280  
Filing Date July 21, 1999  
First Named Inventor Steven M. Utter  
Examiner Name K. Weldon  
Group / Art Unit 3752  
Attorney Docket No. MISTY:52064

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 06-2425

Deposit Account Name Fulwider Patton Lee ...

☐ Charge Any Additional Fee Required  
Under 37 CFR §§ 1.18 and 1.17

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 690	201 345	Utility filing fee	
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 690	208 345	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
-20**	X		
-3**	X		
Multiple Dependent			

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 78	202 39	Independent claims in excess of 3	
104 260	204 130	Multiple dependent claim, if not paid	
109 78	209 39	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	55
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify)			
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$)			55.00

## SUBMITTED BY

Name (Print/Type) James W. Paul

Signature

Registration No. 29,967  
(Attorney/Agent)

## Complete (if applicable)

Telephone 310-824-5555

Date January 26, 2000

## WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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